

Section II. (Remarks)

The application specification has been amended herein to update the CROSS-REFERENCE TO RELATED APPLICATIONS to include the issued patent number and date of the parent application to which the present application claims priority.

Request for Issuance of Initialed PTO/SB/08a Evidencing Consideration of IDS Filed October 1, 2010

The undersigned attorney filed a Supplemental Information Disclosure Statement (IDS) was issued in the present application on October 1, 2010, before the Notice of Allowance was issued in this application. The Notice of Allowance issued on October 6, 2010 did not include an initialed copy of the Supplemental IDS, and no indication has been given by the Examiner as to the consideration of the references cited therein.

Accordingly, request is hereby made for issuance by the Examiner of an initialed copy of the IDS form (PTO/SB/08a) filed on October 1, 2010 to evidence the examiner's consideration of the references cited therein.

Renewed Request For Issuance Of Form PTO-892 Confirming Examiner's Consideration Of U.S. Patent No. 2,194,520 During Prosecution

On October 4, 2010, the undersigned attorney filed a Request for Issuance of Form PTO-892 in the present application, in order to confirm the Examiner's consideration of U.S. Patent No. 2,194,520 during prosecution of the above-identified application. However, no such Form PTO-892 has been issued. The text of the request as previously filed is reproduced below.

An Office Action was issued in the above-identified application on October 9, 2007. The October 9, 2007 Office Action included, *inter alia*, the following rejection of Claim 43 at page 11, lines 12-16:

4. Claim 43 is rejected under 35 U.S.C. 102(b) as being anticipated by William (US Patent 2,194,520).

Regarding claim 43, William discloses a gas sensor assembly comprising a support structure (supporting frame 1 and filament 6, see col. 1, lines 28-30, 34-36) also col. 2, lines 59-62).

As indicated above, Claim 43 was rejected under 35 U.S.C. 102(b) as allegedly anticipated by U.S. Patent No. 2,194,520. However, the form PTO-892 (reproduced in pertinent part below) accompanying the October 9, 2007 Office Action did not include citation of U.S. Patent No. 2,194,520.

Notice of References Cited		Application/Control No. 10/784,750	Applicant(s)/Patent Under Reexamination DIMEO ET AL
*	Examiner Jacques M. Saint-Surin	Art Unit 2856	Page 1 of 1
U.S. PATENT DOCUMENTS			
*	Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name
*	A US-4,415,877	11-1983	Takami et al.
*	B US-3,232,712	02-1968	STEARNS SANFORD W
*	C US-5,055,266	10-1991	Stetter et al.
*	D US-3,316,245	04-1967	JOHNSON KENNETH W
*	E US-7,228,724	09-2007	Chen et al.
F	US-		
G	US-		
H	US-		
I	US-		

Based on Applicants' review of the file history via PAIR it appears that U.S. Patent No. 2,194,520 has not otherwise been made of record.

Pursuant to MPEP § 707, all of the references cited in an Office Action that are not already of record should be included on the Form PTO-892. MPEP § 707 states, in pertinent part, that "[t]he list of references cited appears on a separate form, Notice of References Cited, PTO-892 (copy in MPEP § 707.05) attached to applicant's copies of the action." (MPEP § 707 (Examiner's Letter or Action))

Accordingly, Applicants respectfully request that a form PTO-892 be issued in the above-referenced application including U.S. Patent No. 2,194,520 to William Darrah, so that this reference will appear among the "References Cited" on any patent to issue therefrom.

CONCLUSION

Entry of the amendments requested herein is respectfully requested, together with issuance of Form PTO-892 confirming the examiner's consideration of U.S. Patent No. 2,194,520 and issuance of an initialed Form PTO/SB/08a. If any issues require further resolution, the examiner is requested to contact the undersigned attorney at (919) 419-9350, so that the examination of the application can be expedited.

Respectfully submitted,

/vincent k. gustafson/

Vincent K. Gustafson
Reg. No. 46,182
Attorney for Applicants

INTELLECTUAL PROPERTY/
TECHNOLOGY LAW
Phone: (919) 419-9350
Fax: (919) 419-9354
Attorney File No.: 2771-546-CIP2

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